

TRANSCRIPT PREPARED BY THE CLERK OF THE LEGISLATURE  
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FLOOR DEBATE

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amendment, and I'd like to flesh that out. Previously, we discussed whether or not a bar that cooks popcorn or has, say, pizza in, you know, a pizza oven and distributes or sells pizza would be ensnared and, thus...ensnared by your bill and would not be allowed to have tobacco. Now, I've talked to a couple bar owners. They feel that if they serve popcorn or pizza out of a portable pizza oven that they would not be able to have smoking in their establishment. Have you gathered any clarity from the administration or the agency that administers this act as to whether or not those claims are valid?

SENATOR THOMPSON:     My staff attempted to reach the person who could...two people who could answer that question, and neither of them are in.

SENATOR BOURNE:     Okay, so we...

SENATOR THOMPSON:     But...

SENATOR BOURNE:     So the amendment is vague as to whether or not a bar owner, legitimately conducting business, after having put their life savings into this bar, can offer popcorn or pizza to their patrons.

SENATOR THOMPSON:     May I answer that?

SENATOR BOURNE:     Please.

SENATOR THOMPSON:     Because that had just a twang of emotion in it, also. The bill's intent is this. Currently, that bar owner is either under or not under the Clean Indoor Air Act. It's a definitional thing. If they are serving food, whether you pass this bill, whether we do anything with this bill, they currently are under the Clean Indoor Air Act. If they are under the definition by the department, they would have to have a nonsmoking area. So we don't have to plow new ground on this. It's already the law. If they serve food and they would need to...and we'd be happy to get, if you would give us the names of the bars that you are calling bars, we will find out if by definition they are really a restaurant, because they would also need to have a nonsmoking area if they're under a...